UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

| DAVID | BOLIVER | Plaintiff(s) | |
|-------------|--|---|--|
| | V. | ., | CIVIL ACTION NO. 054-11346-MEL |
| MBNA | AMERICA BANK, | N.A. Defendant(s) | |
| | | JUDGM | ENT IN A CIVIL CASE |
| LASK | (ER,S.D.J. | | |
| | Jury Verdic | | ore the court for a trial by jury. The issues have been tried and the |
| X | Decision by the Court . This action came to trial or hearing before the Court. The issues have tried or heard and a decision has been rendered. | | |
| | IT IS ORDE | ERED AND ADJU | OGED : |
| | In ac | cordance with En Defendant MBN to Dismiss and | dorsement dated November 7, 2005. IA America Bank, N.A.'s Motion to Compel Arbitration is Granted. |
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| | | | SARAH A. THORNTON CLERK |
| Dated: 1 | <u>November 10, 200</u> | <u>05 </u> | /s/ George H. Howarth (By) Deputy Clerk |
| (iudaciv.fr | rm - 10/96) | | [igm.] |